

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Nov 28, 2023

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

TAD RYKKER WHITE, et al.,

Plaintiffs,

v.

DONNA P. CAMPAGNOLO, et al.,

Defendants.

No. 4:23-CV-05086-MKD

ORDER DISMISSING CASE

ECF No. 19

Before the Court is the Plaintiffs' Notice of Dismissal Pursuant to Federal Rule of Civil Procedure 41. ECF No. 19. Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) and LCivR 41(a)(1)(A), a plaintiff may dismiss an action without court order by filing a notice of voluntary dismissal before any opposing party serves either an answer or a motion for summary judgment. The dismissal shall be without prejudice unless otherwise noted. No party has filed an answer or a motion for summary judgment and Plaintiffs do not specify they seek dismissal with prejudice.

1 Accordingly, **IT IS ORDERED:**

2 1. Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) and the Plaintiffs' notice,
3 **ECF No. 19**, this case is **DISMISSED without prejudice** and without an award of
4 fees or costs.

5 2. All pending deadlines and hearings are **STRICKEN**.

6 3. All pending motions are **DENIED AS MOOT**.

7 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
8 Order, provide copies to the parties, and **CLOSE** this case.

9 DATED November 28, 2023.

10 s/Mary K. Dimke
11 MARY K. DIMKE
12 UNITED STATES DISTRICT JUDGE
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